

Easterling, Deborah

From: Boyd, Jocelyn
Sent: Monday, April 22, 2019 2:17 PM
To: Easterling, Deborah; Duke, Daphne
Cc: PSC_Attorneys; Schmieding, Janice; Alvarez, Colanthia; Minges, Allison
Subject: FW: [External] Expedited hearing of Ecoplexus Motion to Maintain Status Quo (Docket No. 2019-130-E) at April 24 Commission meeting
Attachments: Motion to maintain Status Quo.pdf; 4.19 Letter Re Termination of Jackson Final.pdf
Importance: High

From: Weston Adams <weston.adams@nelsonmullins.com>
Sent: Monday, April 22, 2019 1:49 PM
To: Boyd, Jocelyn <Jocelyn.Boyd@psc.sc.gov>
Cc: Jeremy Hodges <jeremy.hodges@nelsonmullins.com>; Melchers, Joseph <Joseph.Melchers@psc.sc.gov>; J. Ashley Cooper <ashleycooper@parkerpoe.com>; Pittman, Jenny <jpittman@ors.sc.gov>; K. Chad Burgess <chad.burgess@scana.com>
Subject: [External] Expedited hearing of Ecoplexus Motion to Maintain Status Quo (Docket No. 2019-130-E) at April 24 Commission meeting

Jocelyn:

Our client Ecoplexus is hereby requesting that the Commission provide an expedited ruling at the Commission's upcoming meeting this Wednesday April 24, 2019 on Ecoplexus' attached Motion to Maintain Status Quo, submitted April 15, 2019, in Docket No. 2019-130-E ("Motion"). The Motion seeks to stay Ecoplexus' milestone payment obligations under the interconnection agreements for the projects described in the Motion. As explained in the Motion, and as detailed in Ecoplexus' complaint submitted contemporaneously with the Motion, SCE&G has assigned interconnection costs associated with the projects to Ecoplexus in a discriminatory manner. Accordingly, until the Commission resolves all outstanding issues in the Complaint, it is not appropriate for Ecoplexus to make milestone payments to SCE&G that reflect costs that were calculated in a discriminatory manner. Unfortunately, if the Commission does not rule on the Motion in an expedited manner, Ecoplexus may be forced to pay such discriminatory milestone payments. Moreover, SCE&G's conduct since the Motion and Complaint were submitted, as specifically detailed in the attached letter submitted to the Commission on April 19, 2019, is further evidence of the discriminatory treatment that Ecoplexus has faced in connection with developing the Projects.

Further, Ecoplexus requests that the Commission allow for oral argument on the Motion at the Wednesday April 24, 2019 Commission meeting, or alternatively, grant the request sought by Ecoplexus in the Motion.

Please feel free to contact me with any questions. Thank you for your assistance.

Very best regards,
 Weston Adams, III

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